

JAN 13 2003



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gabriel Nunez *et al.*  
 Serial No.: 10/002,974  
 Filed: 10/26/01  
 Entitled: NOD2 Nucleic Acids and Proteins

Group No: 1634  
 Examine: Goldberg

RECEIVED

JAN 17 2003

TECH CENTER 1600/2900

## AMENDMENT TRANSMITTAL

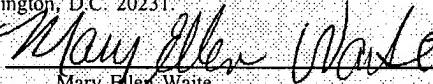
Assistant Commissioner for Patents  
 Washington, D.C. 20231

## CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: January 6, 2003

By:

  
Mary Ellen Waite

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	20	—	33	0	×	18.00	\$0.00
Independent Claims	3	—	6	0	×	84.00	\$0.00

One Month Extension of Time \$110.00

SUBTOTAL \$110.00

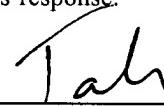
Small Entity 50% Filing Fee Reduction - \$55.00

TOTAL DUE \$55.00

1. A check in the amount of **\$55.00** is attached.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.
3. Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136, as may be required, to file this response.

Dated: January 6, 2003

By:

  
 Tanya A. Arenson  
 Registration No. 47,391

MEDLEN & CARROLL, LLP  
 101 Howard Street, Suite 350  
 San Francisco, California 94105  
 608/218-6900



PATENT  
Attorney Docket No. UM/UC-06646

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Serial No.: 10/002,974

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Examiner: Goldberg

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AMENDMENT AND RESPONSE TO OFFICE ACTION MAILED DECEMBER 2, 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

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Date: January 6, 2003

By: Mary Ellen Waite  
Mary Ellen Waite

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Madam:

The following communication is responsive to the Office Action mailed December 2, 2002 and due January 2, 2003. A petition for a one month extension of time, from January 2, 2003, to February 2, 2003, is included with this communication. Instructions to amend the specification, and replacement or added paragraphs in clean form pursuant to 37 C.F.R. §1.121(b), and a clean version of the rewritten, added, and/or cancelled claims with instructions for entry pursuant to 37 C.F.R. §1.121 (c)(1)(i) is included beginning on page 1 of this communication. A clean version of the entire set of pending claims pursuant to 37 C.F.R. §1.121 (c)(3) as they would appear following entry of this amendment is attached as an Appendix.